

JUDGE HOLWELL

08 CIV 6624

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

STEVEN SOTO, by his mother and natural
guardian, Altagracia Mejia,

Plaintiff,

- against -

THE CITY OF NEW YORK, DANIEL SCHWARZ,
FABIO NUNEZ and JOHN DOE 1-5, the names
being fictitious and presently unknown,
employees of the City of New York,

Defendants.

SUMMONS
IN A CIVIL CASE

To: THE CITY OF NEW YORK, 100 Church Street, New York, New York 10007;
DANIEL SCHWARZ, FABIO NUNEZ, New York Police Department, 34th
Precinct, 4295 Broadway, New York, New York 10033
"JOHN DOE" 1-5

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S
ATTORNEY

MATTHEW FLAMM, 26 Court Street, Suite 600, Brooklyn, New York 11242

an answer to the complaint which is herewith served upon you, within 20 days after service
of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by
default will be taken against you for the relief demanded in the complaint. You must also
file your answer with the Clerk of this Court within a reasonable period of time after
service.

JUL 25 2008

J. MICHAEL McMAHON

CLERK

DATE

DEPUTY CLERK



AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE <u>July 29, 2008</u>	
NAME OF SERVER (PRINT) <u>Jessica Acosta</u>	TITLE <u>legal Assistant</u>	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>NYC Law Dept, 100 Church Street, NY, NY 10007</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input type="checkbox"/> Other (specify): _____		
STATEMENT OF SERVICE FEES		
TRAVEL <u>\$4.00</u>	SERVICES <u>\$25.00</u>	TOTAL <u>\$29.00</u>
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>July 28, 2008</u> Date	<u>Jessica Acosta</u> Signature of Server	
<u>26 Court St., 600, Bklyn, NY 11242</u> Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.